IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

MONDAY, THE 30TH JULY 2007 / 8TH SRAVANA 1929

WP(C).No. 12549 of 2004(R)

PETITIONER:

KUMARA VARMA THAMPAN, S/O. LATE
NARAYANAN NAMBOOTHIRI (MUTTATHI KOVILAKATHU),
ANKAMALIKAL KOVILAKAM, THALAYOLAPARAMBU KARA,
VADAYAR VILLAGE, VAIKOM.

BY ADV. SRI.V.ANOOP

RESPONDENTS:

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1. GEOLOGIST, DEPARTMENT OF MINING AND
GEOLOGY, DISTRICT OFFICE, KOTAYAM-686 001

2. STATE OF KERALA, REPRESENTED BY ITS
CHIEF SECRETARY, SECRETARIATE,
THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SMT.DEEPA

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 30/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P(C)No.12549/2004

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1. TRUE COPY OF THE QUARRYING PERMIT DATED 2-4-2004 SUBMITTED BY FORM A OF THE PETITIONER.

EXT.P1(a) TRUE COPY OF THE SURVEY MAP PREPARED BY VILLAGE OFFICER, VADAYAR ALONG WITH EXT.P1 APPLICATION.

EXT.P1(b) TRUE COPIES OF THE TWO CONSENT LETTERS OF M/S.MOHANACHANDRAN & VIJAYAN DATED 21-1-2004

EXT.P2. TRUE COPY OF THE D.D.NO.158864 DATED 2-4-2004 DRAWN IN FAVOUR OF 1ST RESPONDENT.

EXT.P3. TRUE COPY OF THE POSTAL RECEIPT BEFORE THE 1ST RESPONDENT.

/ TRUE COPY /

P.S.TO JUDGE

KURIAN JOSEPH, J.

W.P(C)No.12549 of 2004

Dated this the 30th day of July, 2007

JUDGMENT

Petitioner approached this court praying for a direction to consider Ext.P1 application for quarrying permit. The learned Government Pleader, inviting reference to the counter affidavit, submits that the application is not in conformity with the Rules. Therefore, it is for the petitioner to pursue the matter in accordance with the Rules.

Without prejudice to such liberty this writ petition is dismissed.

(KURIAN JOSEPH, JUDGE)

ahg.